INSPECTORSHIP DEADLOCK

BROOKS AND M'CULLAGH MUST FIRST BE PROMOTED. Until that Is Done, No Promotions to In-

atil that Is Done, No Promissions to Inspectorships to He Made Grant's Util-mainm Against Parker Now - Roosewit Reports as 10 Old Pellaquents, The Police Commissioners had a lively discussion yesterday over the question of rating the Captains who were examined for Inspectors last week. The matter was brought up by Commissioner Parker, who asked whether the Board should go shead at once and rate the Captains or wait until Friday, when the examination papers would be prepared. Col. Grant said be was ready to rate Acting Inspectors Brooks and McCullagh, adding:

"I do not want any one else to get on the list until they are confirmed."

Then your object is to stop any one else from becoming inspector unless Brooks and McCullagh are appointed, is that so?" asked Commis-"That is good English for it," replied Mr.

Grant. Commissioner Grant then moved that Acting Inspector McCallagh have a merit mark of 60

percent and Asting Inspector Brooks 55. He added that he would like to see Captains Allaire and Cross made Inspectors also, but said that while Brooks and McCullagh were in the race none of the other sixteen Captains who were in the examination should get any more than 40 per cent, for a merit mark.

As 75 per cent, is necessary to got on the eligible list, a rating of 40 would disqualify a candidate, unless he passed a perfect examination. and made 15, which is the highest he could get. Col. tirant said that he was auxious that Brooks and McCallaga should be disposed of

before any of the others were taken up.
"They should be either rated and confirmed," he added, "or else disposed of some other way. After that we can alsrose of the other men." Commissioner Hussevelt here said he agreed with Col. Strant's proposition to rate McCullagh

80, Brooks of, and all the others 40.

"My position is that McCullagn should have 60 per cent and Brooks 55," and Mr. Rooseand that none of the others should be rated over to. I want to be understood, though, that is not my estimate of the relative value of mer t of the others among themselves. I am rating Brooks and McCullagu by comparison with the others."

"Brooks and McCullagh have had much longer experience than any others," said Col. Grant, "and they should be confirmed before any one cise."

Then you propose to give some people certall marks because they have had the experience which you dony others because they have not had the experience: is that so?" asked Commissloper Parker.

Col. terant replied that he was for Brooks and McCullagh first and always.
"Do you agree with Mr Roosevelt's idea?"

saked Commissioner Parker, turning to Comssioner Andrews. The latter replied that he did but that he was unwilling to discuss the subject then. Mr. Andrews tried to stop further discussion of the matter, and asked to let the whole matter lay over until Friday, but Commissioner Parker insisted on making the ratings

Col. Grant's motion to give McCullagh 60. Brooks 55, and Captains Donald Grant, Allaire, Vredenburgh, Cross, Young, Groot Smith, Chapman, Sheellan, O Brien, Dean, Haughey, Kirshner, and Acting Inspectors O'Keeffe, Harley, and Thompson 40, was then adopted and the candidates were so rated.

There are several of the Captains I should There are several of the Captains I should like to see appointed." said President Roosevel, but I think my judgment is that Brooks and Mc. ullagh are entitled to it first of all." "It McUullagh and Brooks were out of the war would you consider the others nearer to perfection?" saked commissioner Parker of Commissioner Roosevelt.

Mr. Roosevelt replied that, with McCullagh and Brooks's confirmation, he would revise the railings of the others and give some of the men higher marks.

rathers of the others and give some of the men higher marks.
Commissioner Andrews here again tried to bring the discussion to a termination.
Fardon me, he said, "we do not wish to discuss this matter any further now."
Mr. Andrews started out of the Board room with Commissioner Boosevel; at his heels.
"Pardon me," said commissioner Parker with great emphasis, "I want to know whether to are county in the commissioner of the county in the commissioner of the county in the county the coun

ommissioners Roosevelt and Andrews linnear the Poard room table while Com-oner Parker kept up the discussion with

you are going to dispose of this matter now or

Mr. Parker, addressing Col. Grant, said: "You want to shut out Allaire by giving him "You want to shut out Allaire by giving him brry."
"I do not wish to shut him out. I want to see him appointed, and Cross, too, but I want Brooks and McCullagh to get in first," said Col. Grant. He suited that if necessary, he would rate all the others see that they could not get on hat they could not get on

the eligible list at all.

After Commissioners Roosevelt, Grant, and
After Commissioners Hoosevelt, Grant, and
Andrews had agreed on the merit marks mentioned, the President said that the ratings could

og Commissioner Parker made this statement relative to the action of his col-

eagues:
"The intention of the action taken is plain, to
seit: To obstruct the chances of all except wit: To obstruct the chances of all except Brooks and McCulingh. The door of promotion is shut in the faces of all save these two, and holice is served that unless they are promoted, none shall be. I came into the meeting pre-pared to discuss the merits of every candidate, and so told Mr. Roosevelt in the open meet-ing, but their programs was a save. pared to discuss the merits of every candidate, and so bid Mr. Roosevelt in the open meeting, but their programme was made up before as and, and no discussion of merits was had. It was announced at once that the list must be McCuliagh so, Brooks 55, and the rest nowhere, it means, as the old list meant, that they expect me to take those, or none. They are willing to hold up the whole force because of those two. Col. Grant has again and again in public stated that he would not vote for anybody until those two are made. I leave the public and the Mayor to characterize that determination. What Col. Grant has frankly said, Messrs. Roosevelt and Andrews think they can do. In brief, out of a list of eighteen old and tried officials, ten of them honorably discharged veterans of the sivil war, they deliberately attempt to insure promotions to two who are not veterans, and by that arbitrary use of their power, which Gen. Tracy lacey so happly characterized, rule out the other sixteen as effectually as though Brooks and McCulliagh were the only ones who had sutered the examination. The injustice of the action needs no comment, and its very legality may be doubled.

Before the meeting adjourned Commissioner Roosevelt submitted to the Board a long report

Before the meeting adjourned Commissioner Robsevsit submitted to the Board a long report relative to a number of complaints pending against members of the force which had never been tried. The cases were pending when the present Board came into office. Some of them are out of the Lerow investigation. Twenty-two cases were referred to Mr. Roosevelt. He informed his colleagues that it proved extremely difficult to deal with the cases. The complaints were, as a rule from six to tremely difficult to deal with the cases. The compaints were, as a rule, from six to continuous months old, and some of the offences had occurred four years previous to the advent of the Board. Commissioner Roosewell also said that in some instances it proved impossible to procure the production of the testimony and to put the accused policement on the interest of the testimony and to put the accused policement to procure such testimony has failed. In the case of Lapt Schmittberger, who was accused of accepting a bribe of \$500 from the French steam-hip line. Mr. Roosevelt recommended that the charges be diamissed. He said that immunity was premised to Schmittberger at the time of the Lexow investigation, and in view of the fact that the Indictment against him has recently teen dismissed. He helicomission is not also such that the compaint about the dismissed he believed the compaint about the dismissed. It was dismissed.

he charge against Sergeant William O'Toole cany of the santiary company, who was accused of the santiary company with a santiary of the Delancey street station, was ano tanged with assaulting a citizen, was and taniared another charge dismissed was that against furnithman John Londrigan of the firstest street station, who was accused of failing to make an arrest when requested to. Charges were also dismissed against former Roundsman Downs and Patrolmen Largin and Cart beddiers.

Cart pediciers.
Althoughter other cases acted on were those of Michael the other cases acted on were those of Michael Hirsey and Bernard O'Reilly of the Cak alter Statistics who were charged with bribery commissioner Roosevest said that the charges Against the two policemen grew out of the Luica investigation, but that the witnesses Wer rejudiant to testify. Mr. Moss of the Parkburst seciety, he said, believed they had good cases against the policemen. The cases were replied to the Committee on Rules and Discipling.

would have been tried some time ago, but that Mr. Moss had to devote his attention to the trial of Capt. Martens, which he considered the most important of the cases of which he had any special knowledge. He further said that Mr. Moss would not be able to take charge of the cases for some months to come, as he had other work which he regarded as of much more importance in reference to the department.

Commissioner Parker wanted to know why Mr. Moss was needed to prosecute these cases. Mr. Roosevelt replied that Mr. Moss, as counsel for the Society for the Prevention of Crime, had a special familiarity with all of the so-called Lexow cases.

"It seems quite evident to me," said Commissioner Roosevelt, "that in cases of this character the Police Hoard cannot work up the evidence save by the aid of counsel, and as Mr. Moss is seemingly the counsel best fitted for this work, and as he cannot take it up for some time, it seems necessary to acquiesce in the further delay. I have been trying for fourteen months to burry these cases, and they show clearly that the Board should have a counsel of its own."

Commissioner Parker asked if the two cases were included in those for which Mr. Moss was to receive compensation from the Police Department. Commissioner Roosevelt said they were not, but that Mr. Moss had consented to prosecute them without extra compensation. It developed that Mr. Moss was being paid by the department for his work in prosecuting cases before the Police Board.

Commissioner Roosevelt further informed the other members of the Board that Mr. Moss would not be ready to try Capt. Devery until September. It is proposed to try Devery on the charges of accepting a bribe from Builder Sierist, of which he was acquitted on his trial before a Jarry. Devery is now in command of the West 123th street station was sent to the patrol boat. Patroliman Games in the first street station was sent to the City Hall station. Roundsman Milton Woodbridge of the East 126th street station and Roundsman James H. Kane of the Wes

Acting Mayor Jeroloman sent the following letter to Commissioner Roosevelt, who laid it before the Board:

before to Commissioner Roosevelt, who taid it before the Board:

My attention has been called to the stringing of banners, erection of Doles, stands, &c. upon and across the streets and subswalks without first applying to the Board of Aldermen or the Mapor, or the departments as the case may be for permission so to do. Neveral resolutions are now upon my dest for stringing advertising panners across the streets, and, on examination, indicate they have already been string in violation of the Consolidation act and the ordinance. string in violation of the Consolitation act and the ordinances for stringing advertising banners will be disapproved of by me for the reason that all our histiness, people cannot have them, and intereference should, and on the further ground that they are in violation of the law and a missace. Banners have been strum in Murray street and in Park place without permission from his linear the Mayor or the locard of Aidermen, and they should be removed at other.

without permission from his finder the Mayor of the learn of Aldermen, and they should be removed at once.

It is becoming quite prevalent for parties to erect booths and stands upon the sidewalks, bang out benners &c., without obtaining permission as required by law, and bereafter all resolutions presented for such privileges where parties have presumed upon the action of the Board of Aldermen and the Masor in advance, with the disapprosed of. These are great privileges granted to different and their action in violating the law and ordinances is not only disrespectful, but declared to be a distlementer for which the porties may be acrested sheet, and imprisoned. Allowing these violations to take place so frequently has a tendency to encourage a disrespect for the law.

As above, safed, these privileges are of great value to those who seek them, and they should be taught to those who seek them, and they should be taught to those who seek them, and they should be taught to those who seek them, and they should be taught to indicate an orderity and legaway. But obtain the first these violations are removed, and that in future they are not repeated, I am, very respectfully yours.

The communication was referred to the Chief for immediate action.

Capt. O'Brien of the Detective Bureau and Capt. Groo of the Mercer street station made application for promotion to Deputy Chief. Grow was made Captains only two weeks ago, and he was among the Captains examined for inspector last Friday. Under the law the Deputy Chief can be appointed from either Inspectors or Captains. Groo is a veteran. The two applications were filed with the Chief cierk and will not be acted on until the examination for promotion to Deputy Chief takes blace.

nation for promotion to Deputy Chief takes

A NEW LIFE-SAVING BOAT

To Take the Place of a House Station-A Harbor" on the Vessel.

Noang, Conn., July 29,-One of the most pecultar vessels ever built in American waters is the Boston Bay floating life-saving station, which has just been completed here at Paimer's shipyards. There is nothing like her under the heavens. The mention of a life-saving station suggests a salt-stained building on a stormswept beach with surf patrols and life boats. The new craft however is expected to prove even more useful than the surf men, as she will lie off shore outside the line of breakers and her crew will have the element of danger from surf removed from their work

This station is the first of the kind ever con-

a year sage, 's father objected to his son's promoved marriage on account of his age solely, and
induced him to take a trip to Europe. Travel
did not lessen the infatuation of the young man
for Miss Martines, and soon after his return he
joined her at the home of her uncle. Dr. Arrowsmith, at Keyport, and their marriage followed.
The couple are now at Staten island.

A Medal Which Looked Like a Cola

Beland By Secret Service Men. Conlan and O'Neill of Newark, manufacturers of brass novelties were notified yesterday by secret service agents to cease manufacturing a campaign badge which consisted of a goldbug campaign badge which consisted of a goldbug with a small medal attached. The medal caused the trouble because it looked like a coin and bore upon each side the head of liberty. It was about the size of the gold quarter-dollar and was made from a die which the firm has owned for ciphteen or twenty years. The agent confemmed the dies and seized twenty gross of the badges. Conian and O'Nell said that they jid not know that they were violating the law. The bug will benceforth go without the little medal attached.

The Left-handed Woman on the New Silver Certificate.

The fact that the scantily clad woman who occupies the most prominent place upon the face of the new one-dollar silver certificates is Cak allow station who were charged with bribchargen akather the two policemen grew out of
the below investigation, but that the witnesses
there requested to testify. Mr. Moss of the Parkthere is actively he said, believed they had good
cases against the policemen. The cases were referred to the Committee on Rules and Discibline. Commissioner Roosevelt also informed his colcolling. Commissioner Roosevelt also informed his colleagues that the cases of Hickey and O'Reilly

face of the new one-dollar sliver certificates is
left-handed has been the subject of criticism,
but there is a precedent for it. The same girl
in the same attitude occupies a similar place
upon the elaborate veilum certificates which
accompany the medals awarded to exhibitors
at the late World's Fair. One has evidently
been borrowed from the other. The new certificate has the merit of originality in other respects, however, for it is utterly unlike anything
else ever issued in the way of currency in this
or any other countries.

MARRIAGE ANNULLED.

She Is the Daughter of a Former Police Secretaliance with a Rich Man's Son
-Her Father's Strange Disappearance. A suit for annulment of marriage was begun in this city yesterday by Lillian Alien, a daughter of Police Sergeant Allen, whose mysterious disappearance in 1890 has never seen explained. Sergeant Allen was attached to the Church street squad and afterward to the Leonard street squad. He was reputed to have made a lot of money, and was looked upon as a rising man in the old police force. At the time when the love story of Lillian Allen began he lived at 47 St. Mark's place. Lillian was born in 1870, and was educated at

Mt. St. Vincent Convent, near Yonkers. She



MISS CILITAN ATTEN

pire Hotel in Saratoga. While they were there a good-looking young man was a visitor at the house. He was about 28 years old, and, besides having agreeable manners, he was reputed to have a rich father. Miss Allen said that he lived in Rutland, Vt., and went back and forth from there while he was making love to her. Miss Allen asserts that she knows his identity, but whether this is true or not can only be ascertained when the whole matter of her story comes to be determined in court.

Miss Allen and her mother did not return to New York that summer, but spent the fall and winter and the following spring at Saratoga. In the spring of 1888, her affidavit continues, her lover returned to Saratoga, and one day he proposed a secret marriage. He de- Mrs. Earle of the Hotel Normandie Appeals clared that he loved Lillian dearly, but that because of the high social position of his family it would not be advisable for him to let his nand P. Earle, as the owner of the lease father know that he was to be married. Miss of the Hotel Normandie, at Broadway and



posed the ceremony was performed in the hotel by the Rev. Charles Sidney Dudley of Eaglesbridgs, who was stopping at the hotel. Eaglesbridge, who was stopping at the hotel.

Mr. Dudley, she says, was then the pastor of a thurch at Amsterdam N. Y. Since that time, she says, he has disappeared and so she cannot get his testimony to prove her marriage, nor can she find a record of it.

No called in as witnesses. Miss Allen said sekeray, "a Mrs. Alderman, who has since died, and Mrs. Amelia J. Cornell, who was employed at times by the hotel keeper. Mrs. Cornell is still alive. My husband signed his name to the marriage certificate as G. H. Stark, and I signed as Lillian Stark. My husband took the certificate and I have never seen it since."

the strain is the first of the kind ever constructed. The boat is 100 feet long, 33 feet and 1 strain and 1 s Then, according to the affidavit, the couple

except for a short time after we were married, and I never will, he declared. 'When my father dies I will set a divorce from her and marry you over again.'

Then,' continued Miss Allen in telling her story, 'I consented to continue to live with him. He was always kind to me and we lived happily until last fall, when he ran entirely out of money. Then he made a preposition which turned me against him and obliged me to leave him. he was talking of abandoning everything East and going to Arizona. I can make a living there, he declared, as a minior engineer. Will you go wish me?' 'Yes,' I said. 'I have some diamonds. I will sell them and we can take the money for a start. I thought he was going to accent this proposition, when he declared that he ought to make the start alone. 'You know my friend—'he said. 'Yes.' Well, he likes you. Why couldn't you go to live with him while I go to make a home in the West?' 'No. sir,' I declared. 'If you can't support me, no other man shall.

"Then I threatened to bring a suit against him. 'You don't dare to go to law,' he declared, 'and besider. I have the minister bought and you can't prove your marriage to me. Then I left him.

Since that time, Miss Allen declares, she has been engaged in getting such evidence as was possible to prove the marriage. She has secured statements from various persons who knew her husband and herself at the various places where they lived, and she found Mrs. Amelia J. Cornell, one of the witnesses to her marriage. On the back of a photograph, which Miss Allen asys is a portrait of her husband, Miss Allen has the foliowing statement, which she says is an affidavit made by Mrs. Cornell:

'State of New York, County of Saratoga Springs,

davit made by Mrs. Cornell:

State of New York, County of Saratoga, as.:
Ameila Cornell of the village of Saratoga Springs,
county of Saratoga, State of New York, being
duly sworn, says: That she is and was acquainted
with one Isilian F. Allen, who was boarding at the
Empire Hosel, situate on Front street, or as is
now called Mapie avenue, Saratoga Springs, Saratoga county, State of New York, in spring of the
year 1888. That I further depose and say that I
I identify this picture as being one George H. Siark,
who was united in the holy bonds of matrimony

WEDDED A MARRIED MAN. to the said Lillian F. Allen by the Rev. Charles Sidney Dudley in the parior of the aforesaid hotel and place in the apring of the year 1988.

NOW LILLIAN ALLEN WANTS THE Subscribed and sworn to before me this with day of October, 1895. Patrick Hessy McNulty.

day of October, 1895. Patrick Hessy McNulty.

The portrait, with the affidavit on its back, bears Mr. McNulty's notarial seal.

"The real reason why my husband has left me." Miss Allen said. "I have learned, is that his first wife has fallen heir to a considerable sum of money, and he has gone back to live with her. He would do anything for money. Some day he may fall heir to the Fageweather millions, if the heirs succeed in their sait."

SEALS IN THE SOUND.

Nine, Incinding a Trick Performer, Escape

from Glen Island, Nine seals escaped on Monday from the seal lake at Glen Island, and several parties, made up of Glen Island employees, are having a seal hunt on the Sound. Among the missing ones is Minnie, the performing seal, which has entertained audiences all over the world by her tricks. She was sent to Glen Island for rest for the summer. She was exhausted from constant travel, and her owners thought that if they could give her a vacation among pleasant surroundings it would benefit her. She was put into the lake early in June.

There were twenty-nine scals in the lake, which is so arranged with sluice gates that at each high tide there is a change of water. One of the gates is secured with an ordinary staple. It is surmised that Minnie succeeded in working this open. At any rate, at feeding time on Monday only twenty seals responded. The sluice gate was found open. The chances are that the seals will never be recaptured unless caught by accident in a fisherman's net. The seals are timid, and will keep away from shore when bathers are about. There is no reason why they should not live and treed in the Sound, providing they can obtain sufficient food. The average seal will can diffy pounds of fish a day, and will go into a decline rapidly for lack of food. As there are many varieties of fish in the Sound, the chances are in favor of the seals living well and multiplying, which will be bad neas to fishermen. The management of Gien Island have offered \$500 to the person who returns Minnie to them alive. The seals are harmless. Any one who happens to see one asleep on a rock in the Sound need feel no apprehension in stealing quietly up and throwing his arms about it. One of the missing seals is a native of Glen Island, where it was born three seasons ago. of the gates is secured with an ordinary

sons ago.

A despatch from New Haven to Prof. L. M. McCormick at Glen Island resterday announced that *** agral seals were seen by fishermen a few miss up the Sound in the morning, and a steam launch put off after them, but the and a sew miles up the Sound in the morning, and a steam launch put off after them, but the seals managed to get out of sight before the launch reached them. Two young men of Sea Cliff, white theiring yesteriary, say they saw eix of the missing seals. The lishing was good until the seals appeared. The seals would not come near the boat at first, but the men began to throw fish over to them, and then they came close and for some time followed the hoat about, taking fish from the men's hands. The men failed to line them to shallow works.

WANTS THE BANNER REMOVED. to the Courts,

Mrs. Lillie J. Earle, wife of Gen. Ferni-Allen declares that she consented to the mar- Thirty-eighth street, yesterday began proceedlogs in the Supreme Court to remove the Mc Kinley-Habart banner which is swung across Broadway in front of the hotel. The banner was creeted by the Republican County Committee, and has been an eyesore to Gen. Earle since its erection, tien, Earle and David B. Hill have been on close terms for years, and such pictures in front of the hotel are not liked.

In the proceedings the resons given for the removal are that the banner interfers will light and arrand is a nursance; besides, it contended that it was erected without legal

right.

Mrs. Earle has proceeded in two ways. She has brockred an order from Justice Andrews of the Supreme Court requiring the Republican County Committee, of which Robert A Gresson.

was ablaze. Chief Engineer Conway sent out two alarms, bringing all the fire apparatus from the lower part of the city and some from the hill to the scene.

The flames spread to a four-story brick flat at 202, owned by Eugene Hartnett, a druggist. There were sight families in the flat. They were awakened by the cluttering of the fire engines and the noise in the street, and were so frightened that many of them ran down in very scauty attire. The firemen succeeded in confining the fire in the flat to J. Thaiman's apartments on the third floor. The rooms of the other tenants were flooded with water.

A cat jumped out on the ledge of a window, where she remained an unwilling spectator of the fire and of the excitement.

The Armstrong building was almost entirely destroyed. It contained a stock of new furniniture, and a large quantity of furniture, pictures, and brica-brac on storage. Mr. Armstrong estimates his loss on building and stock at \$10,600, and he thinks the loss on stored goods is about \$5,000 more.

second annual reunion in this city year-ray. They are all Catholic priests, and all telong to the Morist order. The recution was held in the Church of St. Jean Haptiste, on East Seventy-sixth street, in the refectory attached to which a dinner was given early in the day. Later the priests visited Manhattan Beach. The Rev. Frederick Tetreau, pastor of the Church of St. Jean Haptiste, is the host.

The Benedicts Return to Attend Their

Mr. and Mrs. James H Benedict, the parents of Howard E. Benedict, who was married on his deathbed on July 21 to Miss Margaret Lioyd of Cincinnati, the daughter of Col. Harlan Page of Cincinnati, the daughter of Col. Harlan Page Lloyd, were passengers on the Lahn, which ar-rived yesterday. They were summoned home from St. Fetersburg by a despatch announcing their son's death. His body was placed in a vault and the funeral postponed pending their arrival.

Brooklyn's New \$779,629 Conduit. City Works Commissioner Theodore B. Willia

Brooklyn, with the approval of Mayor Wurster, has awarded the contract for constructing the 6d-inch steel riveted conduit between Milburn and Spring Creek, a distance of fitteen miles, to John McNamec, whose bid of \$779.629 was the lowest. The recommenda-tion of Chief Engineer Peter Milus that the conduit should be a 48-inch cast-iron pipe was rejected by Mr. Willis.

\$1,000 for O'Brien and McCauloy. Capt. O'Brien of the Detective Hursau and Deective Sergeant McCauley will receive \$1,000 reward for arresting George Carson and Sidney Vennie, the Post Office burglars who were con victed on Monday at Springfield, Ill., for rob-bing the safe in the Postmaster's office in that city. The Post Office authorities had been look-ing for Carson and Vennis for a long time, and \$1,000 reward was offered for their arrest and conviction. O'Brien and McCauley arrested them in this city.

SCANDAL ABOUT A WILL.

MRS. DAVIS DISINHERITED HER HUSBAND AND DAUGHTER.

All the Estate Left to an Illegitimate Son The Widower New Contests the Will and Alleges the Existence of a Conspirsey to Defraud Him and His Child. The proceedings contesting the will of Emily

K. Davis, who died on June 27 at 32 West Twenty-sixth street, which are being brought by her husband, Millege J. Davis, began yes terday in the Surrogate's Court, before Refere Edward Undehill. Mrs. Davis left all of her property, real and personal, to her son, James Millege Davis. The property is said to be worth \$70,000. Her husband intervenes in the marter in behalf of himself and his daughter Hazel, who was born after the will was made and is not mentioned in the document at all. He denies in his affidavit that he is the father of James Millege Davis. The boy was born, he says, prior to his marriage with his late wife. Hazel was born afterward, though, he says, and he is her father. Davis claims a half of the estate for the child Hazel, and wants to be appointed her guardian.

There has been much task of sensational developments in this case, and a wealthy brewer, a race track bookmaker, and several others An effort was made at vesterday's proceedings to bring these people into the case, but strenuous objections from the opposing counsel, coupled with the inability of Mr. Davis's lawyer to show what was to be gained by putting them on the stand, won the day, and the referee declined to issue subprenas for them. Davis is a church organist, and formerly played, it is said, in Dr. Rainsford's church At one time he was in the ship brokerage bust ness at 20 South street. Mrs. Davis, who was Emily Kuniger, he married on Jan. 8, 1801. She was a New York woman, and for many years worked in a Sixth avenue dry goods store. Her child, Hazel, was born on Aug. 12, ago his wife became acquainted with a man who established her in a flat on West Forileth street. She lived there under the name of Mrs. Richardson. This man, it is said, is the wealtny brewer. In 1890, Davis alleges, he met his wife, who was then living at 40 West Thirtieth street. He learned then that she had gone to Chicago in 1887 with another man, the alleged bookmaker. Notwithstand-

Ing this he married her.

The case was called for the first time on Monday last, when Police Commissioner Par-ker testified that he drew up the will and wit-nessel it with Mrs. Caroline Hoyt of 45 West nessed it with Mrs. Caroline Hoyt of 43 West. Twenty-sixth street. Yesterday the first witness called was Lawyer Walter McCorkle, who was Mrs. Dayle's counsel. He restified that he got the will from Mrs. Caroline Hoyt. Mr. Dayle's lawyer asked him if it wasn't true that he got the will fr in Mames Everand, the brewer. The witness and it was not so, but added that it was possible that Mr. Everand had had it in his possession for a time.

Mr. Dayle fook the stand next.
"Do you know a man named Ullman?" asked counsel.
"I do" replied the witness.

"I do," replied the witness.
"Do you know a Mr. Everard?"

"Tobject to all these questions," put in Law-yer Gratz Nathan, who represented the pro-panent. "They bring in outside questions that have no connection with this case, and the intention in asking them is merely to create a scandal. A scandal, for which there is no foundation, has alread, been raised by talk of this kind, and I object to dragging the matter in here."

"The objection is suscepted Joseph Ullman, I mayle's counsel next called Joseph Ullman, a well-known bookmaker.

"Mr. Ullman," he said, "were you in Chicago with Mrs. Davis prior to 1891?"

"I object again," put in Mr. Nathan, and once more the objection was sustained.

"The lawyer asked a lot more similar ques-

the Supreme Court requiring the Republicant County Committee, of which Robert A. Greacing is Treasurer, and on whom the papers were served, to show cause on Monday why it should not be restrained from continuing to exhibit the banner there, inasmuch as it is a nuisance. She obtained another order from the same Judge directing i harles H. T. Collis, as Commissioner of Public Works, and William Heakel, as Superintendent of Encumbrances, to show cause on Monday why a mandamus should not issue against them compelling them to remove the banner as an obstruction to the public streets and the easements of the Hotel Normandle.

A CAT SAW THE FIRE.

She Was on a Window Ledge White Armstrong's Furniture Store Burned.

A fire, supposed to have been caused by crossed electric light wires, was discovered about 4 A. M., yesterday in Thomas J. Armstrong's furniture store and storage warehouse at 198 and 200 Ray street, Jersey City. The building was of frame, three stories high. Owing to the combustible nature of the goods the flames suread rapidly, and in a short time the entire building was ablaze. Chief Engineer Conway sent out two alarms, bringing all the fire apparatus from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the lower part of the city and some from the city and the cit

was ablare. Chief Engineer Conway sent out two alarms, bringineer to may sent out two alarms, bringineer to may sent out two alarms, bringineer to may sent out two alarms, bringine all the fire apparatus from the lower part of the city and some from the built to the scene.

Some of the city and some from the built to the scene.

1007 owned by Eugene Harimett, a drugist. There were swish families in the flat. They were swish families in the flat. They were swish families in the flat. They were swished by the California of them ran down in very scally stiture. The firemen succeeded in confining the fire in the flat to J. Thaliman's apartiments on the third floor. The romas of the matter of the corn to the corn to the corns of the fire in the flat to J. Thaliman's apartiments on the third floor. The romas of the fire and of the excitement.

A cat jumped out on the ledge of a window, where she remained as numbling spectator of the fire and of the excitement.

The Armstrong building west almost entirely number of the fire and of the excitement.

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The Armstrong building west almost entirely number of the corn and of the excitement.

The Subsciant Fathers, who are not have the corn and the co

whom thought he was the father of the elder child, to deprive the younger child of a share of the property.

It is admitted by everyledy in the case that the child James is illegitimate. The man George F. Britton, who was an employee of the city at a \$2.500 salary, and who was named by Mrs. Davis as the executor of her will, figured conspicuously in Mrs. Davis alife, He died the day after she did, and, thick-ening the complications of her life the more, he left a will which left all his property to this illegitimate son of Mrs. Davis, calling him James E. Davis. He goes further and assumes in his will to make James Everard, the brewer, the guardian of the boy. Mr. Everard was named as sole executor, Mr. Everard accepted the trust of executor of the will, and the will was admitted to probate. The will was executed July 21, 1893, The only near relative that Britton left was his father, James H. Britton, of h23 Madison avenue, but the father was not even mentioned in the will. The residence of the child James E. Davis is given in the petition for probate as 33 West Twenty-sixth street. Britton's cetate is roughly estimated at \$5,500 in personality. Referee Underhill closed the case at about 3 o'clock, and the testimony will be submitted to the Eurrogate for decision.

Br. Gethach of Hebeken Robbed.

Dr. Gelbach of Hoboken Robbed.

The residence of Dr. William R. Gelbach, a 704 Hudson street, Hoboken, was ransacked b a sneak thief yesterday and robbed of \$60 worth of jeweiry and money. The thief climber upon the roof of the house from an adjoint tenement and entered through a skylight. It fielbach's family were in the country and he was making professional calls at the time. As servant girl, who was the only occupant, les ervant girl, who was the only occupant, les the house to go on an errand, and when she re turned she discovered that the house had been entered. The thief got two gold watenes, three gold pins, a diamond pin, and \$20 in money. a sneak thief yesterday and robbed of \$60

NEST-BUILDING FISHES.

They Are from Japan and Can Be Seen Building Their Homes Under Water.

From the San Francisco Eiraminer. There are fishes that build nests just as birds do. Not long ago some of them were brought to this country from Japan, and you can buy a pair of them for a small price at any fancier's now. If he does not have them in stock he will

get them. The purchase is sure to be profitable, because the habits of these creatures are so remarkably interesting, and, unlike gold fish, they will breed in an aquarium or even in a glass globe. They produce three or four broads of young annually, so that the owner is akely to be able to make money by disposing of the increase. In the land of the Mikado, to which they are

native, they are called paradise fish. The nests they make are very odd, indeed, be

native, they are called paradise fish.

The nests they make are very odd, indeed, being composed entirely of air bubbles. When the time for mating arrives the male fish undergoes a striking change in its appearance. Ordinarily he is of a dull, silvery color, but now he exhibits stripes of red, blue, and green, with streaks of brightest orange on the ventral fins. Such is the costume in which he goes a-wooding. Later on the female proceeds to construct the family nest at the surface of the water. Swallowing air, she ejects it in the shape of bubbles, which are held and made permanent by winthnous capsules from a secretion in her mouth, Having got together in this way a sufficient mass of bubbles she proceeds to lay.

At this stage the female paradise fish seems always to be seized with a strawer desire to gobble her own eggs. This she would inevitably do but for the watchfulness of the male, who prevents her, taking the eggs in his mouth and ejecting them beneath the mass of bubbles, to which they arise and find a resting place among them. Sometimes he will conduct his mate under the nest so that the ergs as they are laid may ascend to it. When laying is finished he keeps guard over the nest, attacking the female if she comes near. Meanwhile he busies himself in the making of fresh bubbles to take the place of those which chained to hus the relation as happens now and then, the page fish takes it in his mouth and disgores it among the hubbles to the bubbles. If one fails to the bubbles to the bubbles, if one fails to the bubbles again. His waterfulness is continued until the little fishes are able to take care of themselves. They grow fast in a leas globe or aquardum, attaining a length of three or four inches. They thrive best on chapped angleworms, but raw beef cut fine will serve as a substitute. Apoarently they are exclusively carniverous. Care must be taken too to expose them to cold, which quickly kills them.

Dry at the White Mountain Resorts.

Prom the Concern Proper and Patriot.

A report reached here this morning to the effect that all of the hotels in the White Mountains have closed their bars and that the managers decline to serve liquors of any kind to their guests. It is not understood that prosecutions under the prohibitory law have been instituted against any of the proprietors or agents of the houses, but that the action was taken in obedience to orders issued to all the houses, large as well as small, in the mountain region. It is not known whence the orders emanated, but it is presumed that the Law and Order League is responsible for them, though they may have come from the officials of the counties in which the several hotels are stituted. Hotel Respers, druggists, and other parties in the northern counties of the State who have been victims of the wholesale and rigorous presecutions which have been carried on there during the past year have, it is said declared that if they were to be derived of the privilege of selling liquor and continually prosecuted mountain hotel proprietors should not be permitted to serve their guests with the habited liquors, and it is possible that the friends of such sufferers may have inspired this new movement for the enforcement of the laws.

Hitherto it has not been the policy of the Law and Order League to interfere with the business of the mountain houses in serving guests as the managers pleased. Frobably nothing ever done to enforce the prohibitory laws in the State has so directly affected its interests as the movement in question.

An Art Wrangle.

From the Cleveland Plain Dealer. "When it comes to art encouragement." said to picture hook." I think I may modestly as-rit that a great deal decends upon me." "Pool," said the similet, "You yourself are dutely dependent on the picture mouiding. Now, I "What a "Hear, dear," cried the screwiriver, "what a

"Dear, dear," cried the screwarter, what a bore you are. Not one of you can compare in an artistic rense with my friend, the corkscrew, who is absent this evening attending an open-ing on the avenue."

"Why, what does he know of art?" said the Why, what does he know of art? said the tack hammer.
"What does he know of art?" repeated he screwdriver scornfully. "You probably formet that he learned to draw while a mere infant, and that he has an unsurpassed pull in all well-regulated studios. What does he know of art, forsooth?"

From the Washington Post. Have you heard Miss Edythe Chapman's deflnition of philosophy? A theatrical friend tells me that in the course of a conversation with Miss Chapman, not very long ago, he said to her, batteringly:
"I don't believe you know the meaning of philosophy."
"Oh, yes I do," answered the clever actress, "philosophy is the fortitude with which one endures the misfortunes of other people."

MARINE INTELLIGENCE, MISIATURE ALMANA: —THIS DAY.
Sun rises. . . 454 | Sun sets = 7.18 | Moon rises. 9.51 BIGH WATER-THIS DAY. Sandy Hook 11 06 | Gov. Island 11 30 | Hell Gate... 1 10

Arrived Wednesday, July 29. Arrived - Winnessav, July 29.

8a Lahn, Hellmers, Santhampton,
Sa Hekia, Laub, Uhristiansund,
Sa Muris, Scott, Jemerara,
Sa Chester, Foysen, Ansterdam,
Sa Jason, Fraser, Montego Jiay,
Sa Haton, Fraser, Montego Jiay,
Sa Old Jemindon, Hakeman, Richmond,
Sa Seminoie, Hearse, Jacksonville,
Sa tien, W. Clyde, Chichester, Charleston,
Sa Manhattan, Bragg, Purtiand.

RESING OUT.

So St. Paul, from New York, at Southampton.

So Trave, from New York, at Southampton.

So Trave, from New York, at Southampton.

So Engires of Ubina, from Vancouver, at Yokohama.

So Mantoba, from New York, at Hord One.

So Greetan Frince, from New York, at Altwerp.

So Greetan Frince, from New York, at Antwerp.

So Southwark, from New York, at Antwerp.

So Aslatic Prince, from New York, at Santos.

the Lizard.

Sa Menantic, from Flume for New York, passed Gib-

8a Bavel, from Southamitton for New York, 8a Stellam, from Botterdam for New York, 8a Peninsular, from Liston for New York, 8a Algeria, from Naples for New York, 8a Algeria, from Shelds for New York, 9a James Brand, from Shelds for New York,

Sa El Norte, from New Orleans for New York, ha Nusces, from Galveston for New York. ha Enickerbocker, from New Orleans for New York.

OUTGOING STRAMSHIPS.

Suil Today,

Matte Today,

Mat Sail Saturday, Aug. 1. Lucanta, Liverpool 700 A. M.
La Bretagine Harre 200 A. M.
La Bretagine Harre 200 A. M.
Palatta Hamburg
Rohawk, Loudon
Yuratan, Harana 10,50 A. M.
Cametense, Bartasloes 1000 P. M.
Adrendady Jacobes 00 A. M.
Adrendady Jacobes 100 P. M.
Adrendady Jacobes 00 A. M.
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Li Rio, New Orleans	3:0017.2
INCOMING STRANSHIPS.	
Inst Today.	
Egyptian Prince Shields Karamania Gutrattar Germanie Liverpool Patris Hamburg El Paso Sew Gricans Die Friday, July 31	Just at 1
Paris Southampton	
Normannia Hamburg	
Finance of Augusta Savannan	Territory
Inc Saturday, Aug 1.	
EtroriaLiverpool	falls t
La Bourgogne Havre	1014
La Rourgogne liavre Iroquois Jacsonville	Juli .
Madians	G 5 4918
Karlerohe Breusen Ontario London London	24/2
Inst Sunday, Aug 2.	
EdamAmsterdam	July 1
Veendam	
Alesia Gibraitar Montauk Rotterdam	31115
Line Mondelly, Aug. 3.	and the state of
MobileLondon	# 11 Year
Cevic	3 171 7 3
State of California Glasgow	July 1
Beguran:a	
Due Tuentay, Aug. 4.	
	full to
Kensington Antwern Knickerbocker hew Orleans	

JOHN OATES'S PISTOL SHOTS

BUDSON STREET'S TERROR NABBED HY POLICEMAN HEDMOND.

He Had Fired Five Times at His Fos and Shot, When the Brave Cop Came to the Rescue The Terror Fined \$10 by Brann. When in Hubert street, between Greenwich and Hudson streets, on Tue-day night, Police-

man Redmond was met by Mrs. Angelina Bohrer, who has charge of a tenement at 145 Hudson street. She was attired in a single garment of simple white.
"Tinnk God," she howled, leaping at the policeman's neck. "At last."

The officer put her to one side. Signd aside, woman," he said sternly. What do you take me for? Besides !'m to

Brilform. "But, holy Moses, Mr. Officer," she said. "He's killing us all! He's shot the lady what lives with him, and he's shot his mother-in-law, and he's lookin' fer the poor sittle baby. An' everybody knows I'm a poor respectable woman. an' my house is as respectable an' "-and more

to the same purpose. Meanwhile the policeman had taken out his revolver and changed all the cartridges for fresh ammunition. He ried the action; all proved well.

He took the alarmed janitress by the arm. and they started for the scene of the murders. Hudson street, in front of the fated tenement, was filled with white-robed figures. Strong men vere lighting for positions of safety behind the freight cars. Naked children clung to their mothers' drapery of sheets and tablecloths. Mrs. linker's black-and-white mongrel pup

capered yelping in the midst of them.

One keen glance satisfied Redmond that no "foam was dripping from the dog's Jaws" and that it was not "emitting low, sullen growls," evertheless he took no chances. He dashed into the tenement. He felt his way up the dark. creaking stairway. At the third flight he stum-

into the tenement. He felt his way up the dark, creaking stairway. At the third flight he stumbled over the suparently inanimate body of a man. The policeman lit a match. The man was lying face downward and his head was hanging over the voige of the landing. From the quivering of the body the policeman saw that life was not extinct. He leaned over and shows the prostrate man's shoulders.

"Hey, there," he said, "Are yez shot?"
The man tooked up with somnolent eye.

"Yis, legals," he replied, "O'i'm shot, an' O'l'i'glt shot every time O'l hey the price. O'i'm not half shot neither. O'm just plain drunk!"
Two reports rang out upon the indinight air.
The toliceman harried to the top floor and cautiously climbed the laider to the loft. As he raised his head above the level of the floor a frightful spectacle met his sees. In the north-east corner of the room stood John Oates, the terror of liudson street. A cruel rage glittered in his eyes. In his right hand he held a revolver from which a thin column of sincke was wreathing away to the window, litis feet were pianted far spart and his eyes were fixed on a bundle of raws huddled in the corner. In an inner room came the terrified shricks of a child.

"Here:" said Redmond sharply, "what's all this?"

"Sh-sh!" hissed the man with the revolver, raising a warning hand. "Sh-sh"
Redmond strouc to his side and seized the arm that held the pistol.

"Oh, hell!" granted the prisoner, "now you've scared him away. Eve had five shots at him and I'd have killed him with the sixth sure!"

"Klied who?" said the cop. "That dam rat." explained Ontes. "He's been whirling on his tail on the foot of my bed till fin tired of it. He's as big as a cat. He went through that hole there, and he pointed to an orifice in the floor that would not admit a half grown mouse.

"Arra, a wan!" remarked Mrs. Oates from the nodes."

"Arra. g wan!" remarked Mrs. Oates from the chamberdoor, "he's drunk, that's all. Leave

him alone. Releved his feetings by throwing his prisoner down three flights of stairs. After this point he had the assistance of Policeman Falsenburg. Onless saw many more rate on the way to the station, but the policeman declined to relinquish their hold on him in order to pursue them.

Magistrate Brann fined Cates \$10 yesterday in the Centre Street Court. BUGLE CALLS HARMONIZED.

Army and Navy Will Use the Same Meledies Hereafter to Avoid Confusion.

There are no occasions worthy of the slightest feeling in which musicis not used. A practical yet interesting way of using melolies is the issuing of orders in the army and navy. In all time previous to last week the orders of the army and navy. In all time previous to last week the orders of the army and navy. In all time previous to last week the orders of the army and navy in action were unlike. In a case of the coast crew being called ashore, the confusion arising from the navy not knowing the orders of the army can perhaus be imagined better than described; but a committee have been at work investigating and adjusting matters, so that the event of like bugie directions for both army and navy have been established and sanctioned by the signature of the secretary of War.

In the infantry, cavalry, and light artillery the "first call," "guard mounting," "full dress," overcoats, "drill, "stable, "water," boots and saddles, "assembly, "Adjutant's call, "fire," to arms, "to horse," reveille, "retreat," "attoo," "taps," mess," and "sick," all these are the same. The call for "church" of the "light artillery" is quite a different melody, and more suggestive of sacred music than the capture have not.

Of course the drill signals differ in the three divisions of the army, as their duties are different. Attention and "hait" are the same. Any order of "front," right," "rise," is begun low any ends high; in "rear," left," and "lied down," the chord becomes a cadency, that is, is ends low.

"The Rogue's March." has something in the From the Washington Post.

down," the chord becomes a cadency, that is, is ends low.

"The Rogue's March" has something in the meiody which sounds mocking, and quite snought of discourage the poor fellow who, by some act, is drummed out of camp. "Are you not ashamed?" lits the first strain quite well.

The many seems to be governed by the individual trumpeter, excepting the "reveille," morning colors, "retreat," evening colors, "statteo," and "extinguish lights," which are used by all slips of war, but all other orders, calls, or signals are of each ship's own devising. For instance, a ship called "Polly" has for one of its calls. "Polly put the kettle on;" so that should part of a crew be transferred from one ship to another their orders would be as Greek to the visitors.

SE Empress of China. From Vancouver, at Yokohama.

SE Maintoba, from New York at London.

SE Maintoba, from New York at London.

SE Greefan Frince, from New York, at Antwerp.

SE Southwark from New York, at Antwerp.

SE Southwark from New York, at Antwerp.

SE Southwark from New York, at Antwerp.

SE Halle, from New York for Bremen, passed Scilly Islands.

SE Halle, from New York for Hamburg, passed Scilly Islands.

SE Halle, from New York for Hamburg, passed Gibraria.

SE Halle, from Flume for New York, passed Gibraria.

SE Havel, from Flume for New York, passed Gibraria.

SE Havel, from Southaminton for New York.

SE Havel, from Lisben for New York.

SE Peninenia, from Lisben for New York.

SE Alexan, from Nables for New York.

SE Alexan, from Nables for New York.

SE Alexan, from Nables for New York.

SE Havel, from Southaminton for New York.

SE Havel, fro

DIED.

CRYSLER.-On Tuesday, July 28, Clarence E.

(ryaler, aged 63 years. Relatives and friends of the family are respectfully invited, also members of George Washington Lodge No 285 F and A.M., to attend the funeral at his late residence, 339 South 1st at., Brooklyn, o Friday July 31, at 2 P. M.

on Friday, July 31, at 2 P. M.

First HER. -At his residence, 80 Rodney at,
Itserpool, England, on July 25, Thomas Fletchey
of the firm of Aifred Booth & Co., Liverpool, and
Booth & Co., New York, aged 55.

McK EI.W.A.Y. -On July 29, 1896, at 121 Hicks st.,
Procklyn, Nathandel Hutchison McKelway,
younger son of at Clair McKelway, aged 23 years

HOBINSON, At 23 North Washington square, or ROBINSON. At 23 North Washington square, on Fribay, July 24, Edmund Bandoiph Robinson, in the field year of his lage.
Funeral services will take place at St. George's chorch. Sturvesant square, on Friday morning, July 21 at 2 20 o'clock. Journal at Bedford, N. T. VANDINBLEGIB, Ather residence in Broad-albin N. July 22, Eveline Jane Peacock, widow of Cheer D. Vandenburgh.

Funeral service on Thursday at S o'clock, Interment at Broadalidia.

WASTZ, -On Tuesday, July 28, Henry, son of John and legiba Waitz, in the 22d year of his age.
Fineral services will be held on Friday, July 31, at
1 = 1 M. at his late residence, 814 8th av. Relative and friends are respectfully invited.

THE RESSION CENTER BY located on the Baring Stalford forth e glat minutes ride from the Grand Central sepon. Office, 16 East 42d at.

Special Motices.

Astor Place Stransker in the Ave. 120 Bway.)
During the attorner members are permitted to take ten heads, which may be sept until Sciober I. Books for warded by mail of expression members out of town. Arm Bublications.

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